



[10191/2209]

AF
JW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) : Rainer SOMMER Confirmation No.: 3038
Serial No. : 10/045,789
Title : VEHICLE CONTROLLER AND CONTROL METHOD
Filed : January 11, 2002
Art Unit : 3661
Examiner : Brian J. BROADHEAD
Customer No. : 26646

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Certificate of Mailing or Transmission

I hereby certify that this **Notice of Appeal** is being deposited with the United States Postal Service as first class mail with sufficient postage addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

on Date: January 25, 2006

Signature: Gerard A. Messina

NOTICE OF APPEAL

SIR:

Applicants hereby appeal the Examiner's decision made in the Final Office Action dated July 25, 2005, finally rejecting claims 1-12.

Applicant also respectfully requests a **three-month extension of time** in which to file the Notice of Appeal from the final Office Action of July 25, 2005. The three-month extended period for response expires on January 25, 2006.

Applicant previously petitioned for a **two-month extension of time** and authorized payment of the associated fee with the filing of the Amendment dated December 27, 2005. Therefore, the fee for obtaining the three-month extension of time is believed to be \$570.00 (\$1,020 less \$450 already paid).

The Commissioner is hereby authorized to charge the payment of the 37 C.F.R. § 41.20(b)(1) **Notice of Appeal fee of \$500.00**, and to charge payment of the 37 C.F.R. § 1.136 (a) extension of time fee of **\$570.00 to Kenyon & Kenyon LLP**, Deposit Account No. **11-0600**. Any additional fees deemed necessary should also be charged to Deposit Account No. 11-0600. An additional copy of this Notice is enclosed for that purpose.

01/31/2006 TBESHAH1 00000033 110600 10045789
01 FC:1253 570.00 DA

Respectfully submitted,
KENYON & KENYON LLP

Dated: January 25, 2006

By: Gerard A. Messina
Gerard A. Messina
(Reg. No. 35,952)

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01 FC:1401 500.00 DA

One Broadway
New York, NY 10004
(212) 425-7200